App. F. 1X-4

1926.

File No. 238-26

Previous References

(Courts)

Serial Nos. 1-4

1. 77-11 (10-12)
1. 341-15 (1-16)

Later References

" " 99-98.

PRESERVED

Preserve

General and Revenue Secretariat.

Serial Nos. Seven

Part B for July 1927

SUBJECT

Proposals for the increase of the contingent grant to the Village Munsiffs' Courts.

Notn. No P. 4468 18.7.27 — To the Compiler.

Notifies certain amendments to the Rules relating to the arrangement, custody & of the records of Village Courts.

Manager Treasury Surgeon
23-8-27

G. R. S. III—1] 1926 27

GENERAL AND REVENUE SECRETARIAT.

et.

NOTES.

File No. 238-28

FILE HEADING.

Increased grant for the purchase of Stationery articles to the village courts.

From

The Revenue Court

No. 1975 Dated 24.1.27 Received 25/1/27

Diary No. 3893 | Enclos. | Spare Copies. | Serial No. 1

BRIEF ABSTRACT OF LETTER.

States that a grant of Rs 6/- per annum to the village courts for the purchase of Stationery articles is quite insufficient and requests that the grant may be raised to Rs 12/- per annum and the necessary provision may be made in the next year's budget.

NOTES AND ORDERS.

Hon'ble

It is only in Hambantota that the difficulty of want of money has arisen. It is probable that in all the courts the whole amount may not be spent. In view of the opinions of the A.G. & D'Lor. Jurisdiction and the holding, the question may perhaps be put off for some time to come. It is sufficient if the D.J. courts are authorised to utilise the unspent balances of the courts to other courts which require a larger number of Stationery

NOTES—First Sheet.

WD 1881—GPB—30,000—1-8-21

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat

File No [illegible] of 1926.

Serial No.

wishes, as it is not likely that funds can be provided for this in the next year's budget. The M. Secty may be consulted

28/1/27

2) The work turned out by the Village Courts is not uniform. Some have done fairly good amount of work & others light work.

3. It is not known whether the amount of Rs 6/- per annum is fully spent in every Court. If not, the D.C. may perhaps be empowered to allot the unspent portion of one Court to another which has spent the whole amount.

4) To obviate the suggestion of the Dy. Commr to send the records once in six months I would require the changing of the rule prescribed in the G.O. of 1922 (Jl: Y) and the Chief Court has to be consulted.

5 The Jud Secty may in the 1st instance be consulted

Secy Local

2/3

6. Yes
8/
3 3

8/3

1-30-26

Jud Secy

NOTE. Contn. Sheet

3852

3 (

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat

File No. of 192

Serial No.

7) The point on which H opinion is required is not clearly stated.

8) The Fin dept would be glad if by some suitable readjustment in the grant & in the powers now adopted the level of charges is kept down & is not enhanced

B
5/3

Trial 8s)

9) It is not possible to furnish the information asked for as proposed; the Rev Comm. -
Two of the Dcs do not recommend any addition -
The suggestion of the D.C Tumkur may be considered and further expenditure avoided, at any rate for another year or two.

h
7.3.27

Engg 10)

28
8/3

9260/9/3

10) The proposal of D.C may perhaps not be sanctioned. If considered necessary, there is no recommendation of D.C. Tumkur may be addressed after obtaining the views of the Ch. Engr.

8.3

Yes
11/3

11/3 1st member. 12th member.

12.3.27

NOTE—Contn. Sheet

FINANCIAL SECRETARY
7 MAR. 1927
No. 4152

FINANCIAL SECRETARY
8 MAR. 1927

Serial No.

Draft Circular A for appl

(Secy L&D) 18/3

18/3

appd 18/3

Issue 18/3

2 To the Regr Bleing Court.

Nop 4986 & 24-3-27

I am directed to forward herewith a copy of the Revenue Court's letter dt 21st Mch. 1927 and request to be favoured with the views of the Judges of the Bleing Court in the matter of adopting the recommendation of the Bombay Court of Journalism

Jour

The Regr Bleing Court

Letter no D. Dis 195 & 4.4.27

States that there are no serious objections to the suggestions of the D.C. Lunkaran and that both the suggestions might be combined, taking care to make safety of the records.

Submitted with draft.

B/ 13/4/27 does not the rule (71:4) require change?

15/4

Lord

The rule as it stands directs that records shall be sent to the Mofussil Court. It does not

NOTE Contn. Sheet

4604 5 (5

App. F. III—2]

General and Revenue Secretariat. | File No. 135 of 192

Serial No.

Specify the manner of sending. Hence there seems to be no necesity for amending the rule.

B/ 19/4/27 APR 19/4

(2) The rule as it stands at present does not provide for records being sent to the Taluk office.

28/4

20/4

(3) Send with a draft to the Deputy Collector

B/ 23/4/27 APR 23/4

(4) If the records are to be handed over to the Taluk Office the rule (74:4) seems to require change. The Ch. Ch may be consulted Draft letter put up for consideration.

Sec'y (L-D) 24/4

approved

(5) appd 25/4 25/4

(6) 25/4

NOTE—Contn. sheet

GPB—5,000—30-3-27

Ap[illegible] F. III—2]

General and Revenue Secretariat.

File No. [illegible] of 192[illegible]

Serial No. 4

To

The Registrar, Chief Court
N. 5684 D 28/4/27
In connection with reference to Rule 11(5) of the Rules published in Notifn. No. J. 5481/Cts 3.41-25-16 D 25/5/22 re the Custody of records & Stats that rules do not provide for the records being handed over to the H.K. Office and kept there till dispatched to the Munsiffs' Court Concerned, and requires ~~[illegible]~~ whether the rule requires amendment and if it does, to forward a copy of the draft amendment.

From

The Regr. Chief Court.
Letter No 1250 D 24-6-27

Forward a draft amendment to the Rules embodying the suggestions of the Chief Court.

And

The Chief Court have forwarded a draft notification amending the existing rules relating to the custody of Records in the

NOTE.—Contn. sheet

GPB—5,000—30-3-27

App. F. III—2]

General and Revenue Secretariat. | C/ File No. 238 of 1926.27

Serial No.	
	Village cases. A draft by the Revenue Comm. is also in the file. Send with a draft for orders
7 8/7/27 9/7	The Registrar of the Chief Court has sent a draft rule. This is suitable and may be issued. Draft to the Rev Comm also as his proposals is also submitted for approval. Secy L.D) 8/7
363 12/7	Drafts may be approved 1st instn. 11.7 12.7
	13/7/27
6	To the Compiler N.G. NOP 446 D/ 18-7-27 Notifies the substitution of a rule to the existing rule II (14) of the rules relating to the arrangement, Custody and destruction of the records of Village Courts and the grant of Copies of records of the said Courts issued in notfn No of 25th May 1922. 13.7.
	To the Rev Comm NOP 448 D/ 18-7-27 Forward a copy of the above

NOTE—Contn. sheet.

WD 2298—GPB—10,000—4-5-27

59 6

App. F. III—2]

General and Revenue Secretariat.

No. File No. 234 of 1926

Serial No.	
1	To the Rev Comr no P448 D 18.7.27. Directs that the suggestion of the Dy Comr Tumkur as modified by the Chief Court may be given effect to for another year or two

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

3893

No. C.1975/25-26.

OFFICE OF THE REVENUE COMMISSIONER IN MYSORE,

Dated Bangalore 21st February 1927

FROM

P. G. D'SOUZA, Esquire, B.A., B.L.,

Revenue Commissioner in Mysore.

To

The Chief Secretary to the Government of His Highness the Maharaja of Mysore, Bangalore.

SIR,

I have the honor to state that the Deputy Commissioner, Hassan District, reported in his letter No. C.5-576-25 dated 15th December 1925 that the grant of Rs.6/- per annum to Village Courts sanctioned in Government Order No. J.4120-31/Cts.77-14-12 dated the 29th May 1915, for the purchase of stationery articles was hardly sufficient for the purpose, the rate having been fixed more than a decade back, and that the purchase of service labels for sending the disposed of records by registered post to the Munsiff's Court as directed in Government Order No. 5481 Judicial Courts 341-15-16 dated 25th May 1922 is an additional heavy item of expenditure to be met out of the grant and requested that the grant may be raised from Rs.6/- to Rs.12/- per annum i.e., Re.1/- per mensem. The proposal appeared to be reasonable and the views of the other Deputy Commissioners were invited thereon. The Deputy Commissioners of Kolar, Mysore, Shimoga and Kadur have agreed with the views of the Deputy Commissioner, Hassan. The Deputy Commissioner, Bangalore, has reported that it is not desirable to enhance the grant in the case of all courts as some of them are not working satisfactorily and that provision may be made for enhancement in the case of courts working satisfactorily.

P.T.O.

2) The Deputy Commissioner, Tumkur District, opines that the enhancement proposed is unnecessary and suggests that the village courts may send the disposed of records to the Munsiffs' Courts once in six months or the village Munsiffs may even be directed to hand them over to the Taluk Office personally whenever they happen to go there on other Government business and that the Amildars may send the records to the concerned courts by registered post, charging the amount to the Taluk Office contingencies which may be raised, if necessary, after some experience.

3) The Deputy Commissioner, Chitaldrug District, states that the records disposed of and sent to Munsiffs' Courts in his District are only a few in number and they are not likely to be sent throughout the year and that therefore the grant now in force may continue so far as his District is concerned.

As the majority of the Deputy Commissioners are in favour of enhancement, I recommend the proposal for sanction of Government. The Deputy Commissioners of Districts may be empowered to sanction this increase if, having regard to the volume of work etc., the increase is necessary, scrutinizing each case carefully. There are 173 Village Courts in the State, at present, and the effect of the proposal will be, an increased recurring expenditure of about Rs.1038/- for the coming year. But as it is not likely that the benefit of the increase will be given for all the courts simultaneously, the

the immediate increase may not be more than 1/3rd of this amount.

I have the honour to be,
Sir,
Your most obedient servant,

Revenue Commissioner.

K.V.

APP. F. VI. Gl.]

SUBJECT.....

.....

.....

Section 65

File No. 238-26

No. Serial No. 2

4986 (1)

To

The Secy. Chief Court

Sir,

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 192

Date of issue 24/8/27

Signed by.....

I am directed to forward herewith a ~~letter~~ Under-Secy's letter no. C.1975/25-26 dt. 21/24.2.27 in regard inward part to village Courts under contemplation, and ~~to request you to propose~~ ~~to place this before the~~ ~~Judge of the Chief Court to ascertain~~ ~~their views~~ whether to start such Courts under the present financial conditions, it is impossible to locate the inward panchayats for want of accommodation. The suggestion of the

over

List of enclosures.....

Copied by.....

Examined by.....

WD 01265—GPB—31,000— 24-12-25

[illegible] and of Zemindars should be
[illegible] consideration and
[illegible] expenditure avoided, at all
[illegible] of another year in his
I am to request you, therefore,
that you would be pleased to
[illegible] the Hon'ble the Judges of this Court
and to forward their views
on the matter with a view of adopting
a recommendation of the Zemindars
[illegible] of Zemindars.

I have &c

15/3 81
Legal Dept

6 4604 P

Telgm:
"JUSTICE"

CHIEF COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore....4th....April.....***192***

~~R.O.C.~~ Dis. No. 195 26-7

c/o 238-26-3

From

A. Sreenivasaragavachari, Esq., B.A., B.L.,

Registrar, Chief Court of Mysore.

To

B. NAGAPPA, Esq., Bar-at-Law.,
Secretary to Government,
Law Department,
B A N G A L O R E.

Sir,

I am directed to acknowledge the receipt of your letter No.P.4986.Cts.238-26-2 dated the 24th March 1927 requesting to be furnished with the views of the Judges on the recommendation of the Deputy Commissioner, Tumkur that village Munsiffs may be permitted to send the records in disposed of cases once in 6 months to the Munsiff's Court or hand them over personally to the Taluk office, whenever they happen to go there on business.

In reply, I am to state that either of the proposals made by the Deputy Commissioner, Tumkur, is practicable and there are no serious objections in ~~that~~ their way; but it would be better if both the suggestions are combined and the Village Munsiff is given the option to either send the records in disposed of cases in a batch once in six months by registered post to the Munsiff's Court concerned or take them with him if he happens to go personally to the taluk office on other Government business in the meanwhile and hand them over, to that office provided the safety of the records is ensured during the interval by the Village Munsiff and delay is not allowed to accrue in the Amildar's office.

I have the honour to be,
Sir,
Your most obedient servant,
A. Sreenivasaragavachari 6/4/27
REGISTRAR.

TKV.

APP. F. VI. cl.]

7

SUBJECT.....

.....

.....

Section Ads

File No. 238-26

Serial No. 4

No. 50824

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

The Reg.r Chief Court

Sir

With reference to your letter no: D(Ads) 195 dt 4.6.27 re the question of sending disposed cases of Village Munsiffs' courts to the Munsiffs courts having jurisdiction I am directed to observe that the Chief Court suggest that the Village Munsiff may be given the option to either send the records in disposed of cases in a batch once in six months by registered post to the Munsiffs court concerned or take them with him if he

over

Date of issue 28/6/27

Signed by Dr MM

List of enclosures.....

Copied by KTV 2/7/27

Examined by.....

WD 01265—GPB—31,000—24-12-25

... to go personally to the Dalak office on other ...
... business in the meanwhile ...
... hand them over to that office etc.
In this connection, Kind reference is invited to Rule II (1) of the Rules published in ... no 5 5241/ ... 341-15-16 dy 25.5.22 re the ... ory of records and to state that the Rules do not provide for the records being handed over to the Dalak office and kept there till despatched to the Museum Court concerned. I am therefore to request you to Kindly ~~inform~~ state whether the Rule does not require amendment and if so, to forward a draft amendment to the rules for the approval of ~~the Govt of India~~

I have etc

24/4 Dor Lawley

23/4/27

243

53 P827 97.

Telgm:
"JUSTICE"

CHIEF COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore...24th...June.....***1927*** .

R. O. C. Dis. No. 1250 26-27

Cb 238.26.5

From

A. Sreenivasaragavachari, Esq., B.A., B.L.,
Registrar, Chief Court of Mysore.

To

B. NAGAPPA, Esq., Bar-at-law.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Law Department,
B A N G A L O R E.

Sir,

I am directed to acknowledge the receipt of your letter No. P. 5684 cts. 238-26-4 dated the 28th April 1927, requesting to forward a draft amendment to the Rules published in Notification No. J. 5481/cts. 341-15-16 dated the 25th May 1922 re: the custody of records of Village Munsiff's Courts, embodying the suggestion made by the Chief Court that the Village Munsiff may be given the option to either send the records in disposed of cases in a batch once in six months by registered post to the Munsiff's Court concerned or take them with him if he happens to go personally to the Taluk Office on other Government business and hand them over to that Office.

In reply I am to forward herewith the draft of the amendment proposed by the Chief Court and to request that Government may be pleased to issue the necessary amending Notification.

I have the honour to be,
Sir,
Your most obedient servant.

M Venkatasingam
For REGISTRAR.

KVN/-

Cp 238-26-6

DRAFT NOTIFICATION.

In exercise of the powers conferred by Section 77 (1) of the Mysore Village Courts' Regulation, as amended by Regulation IX of 1920, the Government of His Highness the Maharaja are pleased to make the following Rule, in substitution of the existing Rule II (1) of the Rules relating to the arrangement, custody and destruction of the records of Village Courts and the grant of copies of records of the said Courts, issued in Notification No. J. 5481-cts. 341-15-16 dated 25th May 1922:-

" The records of all disposed of suits and execution cases shall be retained in the Village Munsiffs' Courts for a period of six months from the date of the decree or order which in cases disposed of by Munsiffs of Civil Courts on revision will be that of the Revisional Court, Records in disposed of cases shall, subject to the period of retention prescribed above, be sent in batches once in every six months by registered post to the Munsiffs of Civil Courts within the local limits of whose jurisdiction the Village Courts are respectively situate. Or the Village Munsiff may take such records with him and hand them over to the Amildar of the Taluk who shall acknowledge the receipt of the same. The Amildar shall transmit by registered post or otherwise, such records to the Munsiff's Court concerned as early as practicable on receipt of the same from the Village Munsiff. Provided that documents filed by the parties to the case or suit shall be returned to them on their application after the expiry of sixty days after the case or suit has been disposed of or in the case of a revision petition being preferred, after the disposal of the revision petition".

By order,

For: REGISTRAR.

LAW SECRETARIAT.

No. P. 444—*Cts.* 238-26-6, *dated* 18*th July* 1927.

In exercise of the powers conferred by Section 77 (1) of the Mysore Village Courts' Regulation, as amended by Regulation IX of 1920, the Government of His Highness the Maharaja are pleased to make the following Rule, in substitution of the existing Rule II (1) of the Rules relating to the arrangement, custody and destruction of the records of Village Courts and the grant of copies of records of the said courts, issued in Notification No. J. 5481—Cts. 341-15-6, dated 25th May 1922 :—

"The records of all disposed of suits and execution cases shall be retained in the Village Munsiffs' Courts for a period of six months from the date of the decree or order which in cases disposed of by Munsiffs of Civil Courts on revision will be that of the Revisional Court. Records in disposed of cases shall, subject to the period of retention prescribed above, be sent in batches once in every six months by registered post to the Munsiffs of Civil Courts within the local limits of whose jurisdiction the Village Courts are respectively situate. Or the Village Munsiff may take such records with him and hand them over to the Amildar of the Taluk who shall acknowledge the receipt of the same. The Amildar shall transmit by registered post or otherwise, such records to the Munsiff's Court concerned as early as practicable on receipt of the same from the Village Munsiff. Provided that documents filed by the parties to the case or suit shall be returned to them on their application after the expiry of sixty days after the case or suit has been disposed of or in the case of a revision petition being preferred, after the disposal of the revision petition."

By Order,

B. NAGAPPA,

Secretary to Government,
Law Department.

APP. E. VI. G(.]

11

SUBJECT.....

Section

Diary No. of letter replied to.....

File No.

No. Seria No.

General and Revenue Secretariat

( )

Dte *192*

To

Sir

Date of issue.....

Signed by.....

With reference to your letter
No. C 1975 dt 26-2-27 stating that
the grant of Rs 6/- per annum to village
Cons for the purchase of stationery articles is
too small and the increase of labour in
the issue of receipt labels for small disposal
of records by registered post to
Municipal Cons is an additional
recurring item of expenditure and
recommending that the grant may be
raised from Rs 6/- to Rs 12/- per annum
@ Re 1/- per Con, I am directed to
state that it is not possible to
provide for increased from the budget.
the Deputy Commissioners do not recommend

List of enclosures.....

Issued by.....

Typed by.....

WD 0562—GPE—31,000—17-8-25

[illegible] Section. The Local Council
[illegible] Consulted on the matter & to
[illegible] view of the proposals made by the
[illegible] Department is practicable and there
[illegible] no serious objections in this way;
[illegible] it would be better if both the suggestions
[illegible] combined and the Village Meeting
[illegible] given the option either [illegible] the
[illegible] records disposed of each in a
[illegible] batch once in six months by registered
[illegible] to the Museum ~~Court~~ Council concerned
[illegible] to them in the hope if he happens
[illegible] to require, to the Parish Office
[illegible] for Government business in
[illegible] possible and hand them over to
[illegible] when [illegible] the Polytype
[illegible] is required during the interval
[illegible] Village Meeting and delivery is
[illegible] to be made in the Parish Office.

[illegible] free with the suggestion either
[illegible] ~~not~~ to direct that the suggestion
[illegible] be [illegible] modified by the
[illegible] may be given effect to for
[illegible] this year.

Yours etc

Dr Lauterbach

Dr Lauterbach

Dr Lauterbach

Necessary legislation is [illegible] during
[illegible] of the Circular relating
to the arrangements [illegible] and
[illegible] Records, when V Made
[illegible] Council is not to [illegible]
[illegible] 15-16 [illegible] 2 [illegible]
[illegible] Council